20

HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Miscellaneous Appeal No. 204/2006

Appellant (Insurance Co.)		Cholamandalam General Insurance Company Limited, Head Office at Industry House, A.B. Road, Indore (M.P.) through the Branch Manager, Branch Office, S-6, 2nd Floor, Super Market, Agrasen Chowk, Bilaspur (C.G.)
	Versus	
Respondents (Claimants)	1.	Smt. Bhagwati Bai, Widow of Late Shri Ramesh Giri, aged about 27 years, Occupation House Wife.
	2.	Minor Mohan Giri, aged about 9 years, son of Late Shri Ramesh Giri.
	3.	Minor Bindu Kumari, aged about 6 years, daughter of Late Shri Ramesh Giri.
	4.	Minor Puran Giri, son of Late Shri Ramesh Giri, aged about 12 years. Nos. 2 to 4 are Minors through their guardian respondent No. 1 Smt. Bhagwati Bai. All residents of Village Jharadih, Tehsil Kharsiya, District Raigarh.
Owner of Vehicle	5.	Ramavtar Agrawal, son of Shri Nandlal Agrawal, resident of Chandarpur, District Dabra, P.S. Chandarpur, District Janjgir – Champa (C.G.)
Driver of Vehicle	6.	Memlal Sidar, aged about 33 years, son of Shri Govindram Sidar, resident of Bandora Police Station, Tehsil Malkharod, District Janjgir-Champa (C.G.)

Appeal U/S 173 of the Motor Vehicles Act

21

Present :

Shri Abhishek Sinha, counsel for the appellant.

ORAL ORDER

(Passed on 07-08.2007)

Learned counsel for the appellant sought permission to withdraw this Miscellaneous Appeal against an order dated 27.09.2005 passed by 2nd Additional Motor Accident Claims Tribunal, Raigarh granting interim compensation of Rs. 50,000/- in a case of accidental death on the ground that final award has been passed in Claim Case No. 23/2005, and therefore, this appeal has become infructuous.

2. Accordingly, this appeal is dismissed as having become infructuous.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Kvr